

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-10-13**

Date Published: October 6, 2005
For Work Week Commencing: October 10, 2005
Commission Meeting: October 13, 2005, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. Qwest Corporation N2005.9.140 (Scott)

On September 21, 2005, Qwest filed Tariff Transmittal 05-17. In this filing Qwest is requesting to remove the following sentence from the tariff. "If a customer migrates to MegaBit Service from ISDN the termination charges will be waived." Qwest is requesting to remove this language as part of its over all effort to remove MegaBit Service from the state tariff and catalog since customers now purchase DSL out of the interstate tariff. Qwest does not have any existing MegaBit customers in the state of Montana. Qwest is requesting an October 21, 2005, effective date for this filing. Probable Motion: Approve Qwest Tariff Transmittal 05-17 in Docket N2005.9.140.

2. Qwest Corporation N2005.9.146 (Scott)

On September 23, 2005, Qwest filed Tariff Transmittal 05-18. In this filing Qwest is proposing to introduce term discount pricing for the Qwest Choice™ Business Plus, and Add-A-Line packages. Probable Motion: Approve Qwest Tariff Transmittal 05-18 in Docket N2005.9.146.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2004.1.7 – Sagebrush Cellular – Application for ETC Status – Discussion, direction, action on various motions, procedures, other matters as necessary. (10/13/05)
2. D2003.1.14 – WWC Holding Co./Alltel Communications, Inc. – Motion for Term Protective Order for quarterly filings as ETC – Discussion, direction, action on motion, other matters as necessary. (10/13/05)
3. D2005.9.145 – PSC – Early winter moratorium - NorthWestern Energy, Montana-Dakota Utilities Co., Energy West – Prehearing discussion. (10/13/05)
4. Monitoring/participating in various regional transmission activities – Obtain direction as to priorities for staff coverage of regional transmission activities. (10/13/05)
5. FERC 9/30/05 order convening joint boards pursuant to Sec. 223 of the Federal Power Act – Designate Montana PSC representatives to FERC joint board. (10/13/05)
6. D2004.7.99, D2004.12.192, D2005.6.106 – NorthWestern Energy, PSC – NorthWestern Energy gas and electric USB consolidated dockets – Post-hearing discussion, direction, action. (10/13/05)
7. NA (D2000.1.14) – Ronan Telephone Company – Proposal from Ronan to settle its appeal of lower court decision affirming PSC Order Nos. 6225g and 6225i – Consider and act on the proposal. (10/13/05)

Other Meetings

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. NorthWestern Energy D2003.7.86, D2004.6.96, D2005.6.103 (Martin)

On October 5, 2005, NorthWestern Energy (NWE) filed a Motion for Protective Order to govern public disclosure of certain information filed or to be filed in the above dockets. NWE requests protection of: the details of monthly electricity invoices, contracts, and projections relating to costs, volumes, and locations of delivery; identity of, and prices, volumes, and location of delivery for, parties bidding or negotiating for sale of electricity to NWE; and NWE's evaluation of any or all of the above. NWE also requests special terms and conditions governing access to the information by market participants.

2. NorthWestern Energy D2005.6.103 (Martin)

On October 5, 2005, NorthWestern Energy (NWE) filed a Motion for Protective Order to govern public disclosure of certain information filed or to

be filed in the above docket. NWE requests protection of certain monthly coal-cost information.

3. NorthWestern Energy N2005.6.101 (Martin)

On October 5, 2005, NorthWestern Energy (NWE) filed a Motion for Protective Order to govern public disclosure of certain information filed or to be filed in the above docket. NWE requests protection of: the details of monthly natural gas invoices, contracts, and projections relating to costs, volumes, and locations of delivery; identity of, and prices, volumes, and location of delivery for, parties bidding or negotiating for sale of natural gas to NWE; and NWE's evaluation of any or all of the above. NWE also requests special terms and conditions governing access to the information by market participants.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2005.9.147 – AT&T – Tariff Transmittal 05-14 – Grandfather the AT&T Small Business Option
D2005.9.148 – Montana-Dakota Utilities Co. – Application to Establish Rates for Natural Gas Service
N2005.10.149 – Qwest – Master Service Agreement between Costco and Qwest Communications
D2005.10.150 – MT Associates, LLC – Proposed Amended Tariff for Water and Sewer Service
N2005.10.151 – Citizens Telecommunications Co. – Tariff Transmittal MT-2005-01 - Adjust PIC Change Charge Terms and Rates Subsequent to FCC Report and Order in CC Docket No. 02-53, FCC 05-32 and AZ, DA 05-1045 and in Compliance with Montana Rules

